

MAR 26 1996

EXHIBIT #1

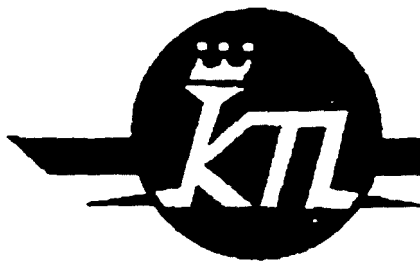
AUDIO SERVICES DIVISION

FCC 303-S - APPLICATION FOR RENEWAL OF LICENSE FOR AM, FM, TV, TRANSLATOR OR LPTV STATION

SECTION III - Question #3

RECEIVED
MAR 26 1996
FCC MAIL ROOM

SINCE APRIL 1995 RADIO STATION WSTX-FM HAS BEEN EXPERIENCING SEVERE PROBLEMS WITH EQUIPMENT BECAUSE OF ITS CLOSE PROXIMITY AND EXPOSURE TO THE SEA, AND HAS THEREFORE BEEN ON AND OFF OF THE AIRWAVES INTERMITTENTLY. TO ADD TO THIS DIFFICULTY HAS BEEN RENEGOTIATIONS RELATIVE TO THE LEASE FOR THE LOCATION OF THE FM TRANSMITTER; FAMILY BROADCASTING INCORPORATED HAS THEREFORE ARRIVED AT THE CONSENSUS THAT APPLICATION SHOULD BE MADE TO THE FEDERAL COMMUNICATIONS COMMISSION FOR THE RELOCATION OF THIS EQUIPMENT. COMPOUNDING AN ALREADY DIFFICULT SITUATION WAS HURRICANE MARILYN WHICH GRACED THE SHORES OF THE UNITED STATES VIRGIN ISLANDS ON SEPTEMBER 15-16, 1995. RADIO STATION WSTX-FM WAS TOTALLED WHEN THE HURRICANE DESTROYED OUR SATELLITE DISH AND REMOVED THE ROOF HOUSING THE STUDIOS WHICH RESULTED IN LOSS OF EQUIPMENT. ALL PERTINENT DOCUMENTS HAVE BEEN FILED WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND ATTEMPTS ARE BEING MADE TO REPLACE ALL DAMAGED EQUIPMENT WHICH WOULD ALLOW RESUMPTION OF PROGRAMMING AS SOON AS POSSIBLE. IT SHOULD BE NOTED THAT SINCE THE DEVASTATION OF HURRICANE MARILYN THERE HAVE BEEN MANY INDIVIDUALS WHO HAVE NOTED THEIR INTEREST IN ACQUIRING THIS STATION. FAMILY BROADCASTING IS CURRENTLY IN THE PROCESS OF CONSIDERING ALL SERIOUS OFFERS AND WILL MAKE ALL NECESSARY PRESENTATIONS TO THE FEDERAL COMMUNICATIONS COMMISSION ONCE A DECISION HAS BEEN MADE.



KINTRONIC LABORATORIES INC.

P.O. Box 845

Bristol, TN 37621-0845

Fax: (423) 878-4224

Phone: (423) 878-3141

E-Mail: ktl@kintronic.com

March 21, 1996

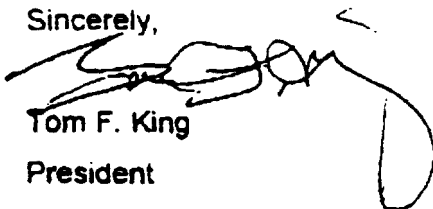
FEDERAL COMMUNICATIONS
COMMISSION
AUDIO SERVICES DIVISION
MASS MEDIA BUREAU
WASHINGTON, DC 20554

Subj: FM Station Pending

To Whom It May Concern:

This correspondence is being forwarded in behalf of Family Broadcasting, Incorporated to confirm progress with regard to re-continuation of normal operation of WSTX-FM located in Christiansted, Saint Croix, US Virgin Islands. Two FM antenna bays, which were originally used by the previous station owner, are being shipped to Kintronic Laboratories where they will be re-configured and tuned to produce a dual-bay, circularly polarized antenna for operation on 100.3 Mhz. The FM antenna will be installed on a wooden utility pole located on the same site with the shunt-fed tower currently used for the WSTX-AM operation on 970 Khz at 5 Kw Day and 1 Kw Night. It is anticipated that the FM station operation will commence in the second quarter of 1996.

Sincerely,



Tom F. King

President

N 4

**Before the
Federal Communications Commission DA 96-856
Washington, D.C. 20554**

In the Matter of)	MM Docket No. 96-123
)	
Family Broadcasting, Inc.)	File No. BRH-951204YE
)	
For Renewal of License)	
for Station WSTX(FM))	
Christiansted, Virgin Islands)	

RESPONSE TO HEARING DESIGNATION ORDER

Adopted: May 28, 1996

Released: May 30, 1996

By Family Broadcasting, Inc.:

Radio Station WSTX(FM) has been off of the air since March 1995^{5/89} and not October 15, 1994 as noted by the San Juan, Puerto Rico office. WSTX(FM) has been experiencing problems with equipment as noted in its license renewal application; however, it has been simulcasting with its sister-station Radio Station WSTX(AM) periodically prior to its silence. Hurricane Marilyn compounded an already grave situation by destroying the two (2) satellite dishes used to receive and broadcast its programs. Simulcasting has been the only means of transmitting over the FM Station due to corrosion by exposure to the salty air and resulting breakdown in equipment. When this occurs the FM Station can only be heard by persons living in close proximity to the station.

Family Broadcasting, Inc. has been in contact with Kintronic Laboratories Inc. in order to have the proper equipment prepared for use by WSTX(FM). Once this equipment is received and installed WSTX (FM) will be in a position to resume broadcasting of its regular programming.

Both Radio Stations WSTX(AM) and WSTX (FM) were seriously damaged by Hurricane Marilyn in September 1995. At the time a determination had to be made regarding which station could be salvaged in the shortest amount of time to resume broadcasting vital emergency information to the residents of the territory and the Eastern Caribbean. It was possible to get Radio Station WSTX(AM) operational within a few days after the onslaught by the hurricane. While broadcasting, the AM station was

Exhibit No. 2

01

constantly undergoing repairs to bring it back up to its original state of readiness for full operation. It should be noted that neither FEMA nor the SBA rendered any assistance to either station although all vital documents were filed for monetary aid, to the extent that they were damaged by Hurricane Marilyn, to allow both stations to once more become operational.

To the best of our knowledge, Family Broadcasting, Inc. is the sole minority native-owned Radio Station in the entire U.S. Virgin Islands and has been a source of vital information for residents of the region, filling a void that previously existed for many years. Its principals are Citizens of the United States by birth and are of upstanding character in the community. Resumption of the station's operations will not expose employees or the general public to any risk of RF radiation outside of normal standards, and will have no significant impact on the environment. It is therefore of paramount importance that Radio Station WSTX(FM) be allowed to make all necessary repairs, purchase additional equipment necessary to resume broadcasting, and have its license renewal favorably considered. There have been attempts by a few members of the community, who do not wish to have this station remain in the hands of minorities, to undermine its importance to the community and wish to have it removed from Family Broadcasting, Inc.'s possession for their own selfish reasons. Nevertheless, Family Broadcasting's quest is to provide the general public with the highest quality of broadcasting it can produce in its format and provide information of vital importance to the public as the need arises.

Respectfully Submitted,



Gerald A. Name, Esquire
President
Family Broadcasting, Inc.

Exhibit No. 2



**Federal Communications Commission
Compliance & Information Bureau**

Carlos Chardón Federal Building, Room 762 • San Juan, Puerto Rico, 00918-1731
Phone 787-766-5568 • Fax 787-766-5633 • Email rjusino@fcc.gov

ATTACHMENT P
COPY

August 25, 1997

Family Broadcasting, Inc.
WSTX-AM & WSTX-FM
Attn: Luz James
POB 3279
St. Croix, VI 00822

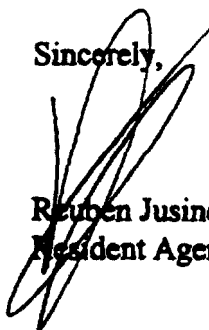
Dear Licensee:

During a recent inspection of your FM & AM facilities on August 19th, many violations were observed. I will not detail the long list of violations. I will however, provide an AM & FM BROADCAST INSPECTION CHECKLIST with the particulars that I observed as violations marked as pending. You should go over the complete checklist to make certain that you are also complying with the other particulars. You should also request special temporary authority to operate at reduced power levels for your AM & FM transmitters since you are not capable of transmitting at your authorized power levels. A special temporary authority should also be requested for transmitting your FM signal from your AM site instead of Blue Mountain where its authorized to be.

You are to submit a report on all actions taken to bring your stations into compliance within ten days of the receipt of this letter at the address provided in the letterhead. If the violation can not be rectified in ten days, a subsequent report will be tendered to this office detailing the steps taken to bring the violation into compliance and the expected compliance date. This second report should be filed no latter than thirty days after receipt of this letter and should contain factual information such as contracts, purchase orders, etc.

I will reinspect the stations sometime after the receipt of the second report.

Sincerely,


Reuben Jusino
Resident Agent

COPY
ATTACHMENT Q

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of)
)
Family Broadcasting, Inc.)
WSTX-AM)
POB 3279)
St Croix, VI 00822)

OFFICIAL NOTICE OF VIOLATION

Released: December 8, 1997

By the Compliance & Information Bureau:

1. This is an **Official Notice of Violation** issued pursuant to Section 1.89 of the Commission Rules, 47 CFR S 1.89 to Broadcast Station WSTX-AM for willful¹ violation of Sections 11.15, 11.35, 73.49, 73.189(b)(6), 73.1560(a) of the Rules, 47 CFR § 11.15, 11.35, 73.49, 73.189(b)(6), 73.1560(a) respectively.

2. On August 19th, 1997 an agent from the Compliance and Information Bureau visited WSTX-AM. Since many deficiencies were found, an opportunity was afforded the licensee to bring itself into compliance. To that effect correspondence dated August 25th, 1997 was mailed, to the address of record, to the licensee requesting information as to when the violations were to be corrected and advising of a future reinspection. No information was ever received by the agent within the time frame provided.

3. On December 4th, 1997 an agent from the Compliance and Information Bureau conducted an inspection of WSTX as a follow up to a previous visit on August 19, 1997. During the inspection it was found:

- The EAS operating handbook was not available for inspection upon request. See Section 11.15.
- Broadcast stations are responsible for ensuring that EAS Encoders, EAS Decoders and

¹. The term "willful" when used in this context does not imply that the violation was intentional, but merely that the circumstances which led to the violation were not created accidentally.

Q 1

Notice of Violation continued

Attention Signal generating and receiving equipment used as part of EAS is installed so that the monitoring and transmitting functions are available during the times the broadcast station is in operation. No operable EAS was in operation during inspection. See Section 11.35.

- The main antenna element did not have adequate fencing to protect and prevent the public from accessing the radiator. See Section 73.49.
- The main element (antenna) shall meet the requirements of the station authorization with respect to height or effective field strength. The main element in use by WSTX -AM is approximately 36 meters (110 ft). The station authorization calls for a main element of 106.5 meters. See Section 73.189(b)(6).
- During the inspection you admitted to continued low power operation. During the visit of August 19th, 1997 the power as measured off the transmitter was found to be 2800 Watts. The authorized output power is 5000 Watts. Since the direct method for calculating power could not be used (no antenna current meter was installed) and the indirect method could not be used (because of no available transmitter efficiency factor) the power readings that are available are not reliable. You are apparently operating at just over 50% of authorized power. See Section 73.1560(a). See also Section 73.51 for direct & indirect power calculations and methodology.

4. Accordingly, **IT IS ORDERED**, pursuant to Section 308(b) of the Communications Act of 1934, as amended, 47 USC S 308(b), and Section 1.89 of the Commission's Rules, 47 CFR S 1.89, WSTX-AM shall within ten (10) days of the receipt of this Notice submit a written statement, signed by an officer of Family Broadcasting, Inc., concerning this matter to the following address:

Federal Communications Commission
US Federal Building, Room 762
150 Carlos Chardon Ave.
San Juan PR 00918-1731

The answer² shall contain a statement of action taken to correct the condition and to preclude its recurrence. The answer shall also contain copies of pertinent documents related to the solution of the deficiencies. Do not delay response to this Notice due to pending corrective actions. Failure to provide a response to this Notice could result in the imposition of a monetary forfeiture in

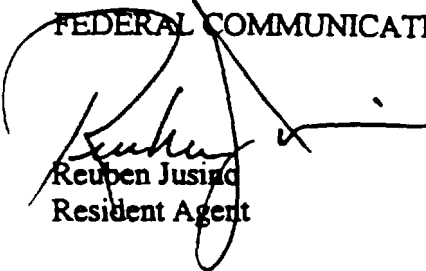
². The Privacy Act of 1974, P. L. 93-579, December 31, 1974, 5 U.S.C. 552a(e)(3) requires that we advise you that the Commission's staff will use all relevant material information before it, including the information disclosed in your reply to determine what enforcement action is required to ensure current and future compliance.

Notice of Violation continued

accordance with 47 U.S.C. 308 (b).

5. IT IS FURTHER ORDERED that a copy of this Official Notice of Violation shall be sent to Family Broadcasting, Inc., WSTX-AM, POB 3279, St Croix, VI, 00822.

FEDERAL COMMUNICATIONS COMMISSION



Reuben Jusing
Resident Agent

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of)
)
Family Broadcasting, Inc.)
WSTX-FM)
POB 3279)
St Croix, VI 00822)

OFFICIAL NOTICE OF VIOLATION

Released: December 8, 1997

By the Compliance & Information Bureau:

1. This is an **Official Notice of Violation** issued pursuant to Section 1.89 of the Commission Rules, 47 CFR S 1.89 to Broadcast Station WSTX-FM for willful¹ violation of Sections 11.15, 11.35, 73.1560(b), 73.315(a) of the Rules, 47 CFR § 11.15, 11.35, 73.1560(b), 73.315(a) respectively.

2. On August 19th, 1997 an agent from the Compliance and Information Bureau visited WSTX-FM. Since many deficiencies were found, an opportunity was afforded the licensee to bring itself into compliance. To that effect correspondence dated August 25th, 1997 was mailed, to the address of record, to the licensee requesting information as to when the violations were to be corrected and advising of a future reinspection. No information was ever received by the agent within the time frame provided.

3. On December 4th, 1997 an agent from the Compliance and Information Bureau conducted an inspection of WSTX - FM as a follow up to a previous visit on August 19, 1997. During the inspection it was found:

- The EAS operating handbook was not available for inspection upon request. See Section 11.15.
- Broadcast stations are responsible for ensuring that EAS Encoders, EAS Decoders and Attention Signal generating and receiving equipment used as part of EAS is installed so that

¹. The term "willful" when used in this context does not imply that the violation was intentional, but merely that the circumstances which led to the violation were not created accidentally.

Notice of Violation continued

the monitoring and transmitting functions are available during the times the broadcast station is in operation. No operable EAS was in operation during inspection. See Section 11.35.

- During the inspection you admitted to continued low power operation. During the visit of August 19th, 1997 the power, as measured off the transmitter, was found to be 100 Watts. The authorized output power is 50 kW. Since the direct method for calculating power could not be used (no calibrated transmission line meter was installed) and the indirect method could not be used (because of no available transmitter efficiency factor) the power readings that are available are not reliable. You are apparently operating at 0.2% of authorized power. See Section 73.1560(b). See also Section 73.267 for direct & indirect power calculations and methodology.
- The FM transmitter was found to be co-located with the AM antenna site at N 17 45 23 W 64 41 38. The FM transmitter is supposed to be located at N 17 45 20 W 64 47 55 as per your station authorization. See Section 73.315(a).

4. Accordingly, **IT IS ORDERED**, pursuant to Section 308(b) of the Communications Act of 1934, as amended, 47 USC S 308(b), and Section 1.89 of the Commission's Rules, 47 CFR S 1.89, WSTX-FM shall within ten (10) days of the receipt of this Notice submit a written statement, signed by an officer of Family Broadcasting, Inc., concerning this matter to the following address:

Federal Communications Commission
US Federal Building, Room 762
150 Carlos Chardon Ave.
San Juan PR 00918-1731

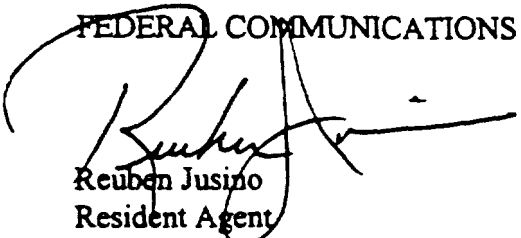
The answer² shall contain a statement of action taken to correct the condition and to preclude its recurrence. The answer shall also contain copies of pertinent documents related to the solution of the deficiencies. Do not delay response to this Notice due to pending corrective actions. Failure to provide a response to this Notice could result in the imposition of a monetary forfeiture in accordance with 47 U.S.C. 308 (b).

² The Privacy Act of 1974, P. L. 93-579, December 31, 1974, 5 U.S.C. 552a(e)(3) requires that we advise you that the Commission's staff will use all relevant material information before it, including the information disclosed in your reply to determine what enforcement action is required to ensure current and future compliance.

Notice of Violation continued

5. IT IS FURTHER ORDERED that a copy of this Official Notice of Violation shall be sent to Family Broadcasting, Inc., WSTX-FM, POB 3279, St Croix, VI, 00822.

FEDERAL COMMUNICATIONS COMMISSION



Reuben Jusino
Resident Agent



Federal Communications Commission
FCC MAIL SECTION Washington, D.C. 20554

APR 23 1 29 AM '98

APR 23 1998

ATTACHMENT S

DISC

In reply refer to:
1800C1- JEE
98030264

Family Broadcasting, Inc.
Licensee, Station WSTX(AM)
P.O. Box 3279
St. Croix, VI 00822

Dear Licensee:

The purpose of this letter is to advise you of serious questions arising from the Commission's investigation into the operation of Station WSTX(AM), Christiansted, Virgin Islands. Pursuant to Section 1.88 of the Commission's Rules, you are offered the opportunity to provide your views regarding the matters under investigation, especially with respect to the specific items enumerated below.

On August 19, 1997, Commission personnel conducted an inspection of WSTX(AM)'s studio facilities, technical equipment, antenna tower, and operations. A follow-up inspection was conducted on December 4, 1997, at which time the following violations were noted:

(1) Section 73.49 - the AM antenna element did not have adequate fencing to protect and prevent the public from accessing the radiator; (2) Section 73.189(b)(6) - the AM antenna did not meet the authorized height or effective field strength as per its authorization; (3) Section 73.1560(a) - the AM transmitter was found to be operating at approximately half its authorized power; (4) Section 11.15 - the AM station did not have an EAS operating handbook available; (5) Section 11.35 - the AM station did not have operable EAS equipment installed.

The Commission has not reached any determination with respect to any of these issues. However, in order that the Commission may be more fully informed, we request that you respond to the following:

1) State what steps, if any, the station has taken to comply with Section 73.49 of the Commission's Rules, which requires fencing and/or enclosure of an antenna tower having radio frequency potential at the base.

2) State what steps, if any, have been taken to comply with Section 73.189(b)(6) of the Commission's Rules, which requires that the AM directional antenna system meet minimum requirements with respect to height and effective field strength.

3) State what antenna input power the station has maintained. State what steps, if any, the station has taken to comply with Section 73.1560(a) of the Commission's Rules,

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which requires that the input power be maintained as near as is practicable to the authorized antenna input power and may not be less than 90% nor more than 105% of the authorized power.

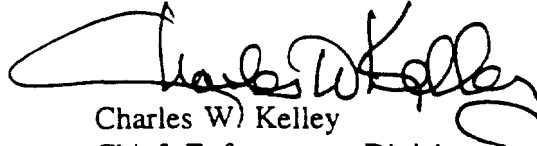
4) State what steps, if any, have been taken to comply with Sections 11.15 and 11.35 of the Commission's Rules requiring that the station maintain a copy of the EAS Operating Handbook and have operable EAS equipment installed.

Pursuant to Section 73.1015 of the Commission's Rules, you are requested to respond to these inquiries within thirty (30) calendar days from the date of this letter. Failure to answer fully will constitute a violation under Section 73.1015 of our rules and may result in the imposition of a sanction. Commission policy requires that responses to its inquiries be signed by the licensee or by an officer or director of the licensee corporation.

In addition to responding to the above questions, you are hereby instructed to bring the station into compliance with Commission Rules. In this regard, we request that you provide documentation to this office outlining the steps you have taken to correct the violations. Failure to attain compliance with the rules may result in the imposition of serious sanctions, including the initiation of a proceeding which may result in revocation of the station's license.

Please direct your response to: Jacqueline E. Ellington, Federal Communications Commission, 2025 M Street, N.W., Suite 8210, Washington, DC 20554.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles W. Kelley", with a large, stylized initial "C" and "K".

Charles W. Kelley
Chief, Enforcement Division
Mass Media Bureau

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

May 28, 1998

Attorney Jacqueline E. Ellington
Federal Communication Commission
Suite 8210
2025 M Street, N. W.
Washington, D. C. 20554

Re: WSTX - AM
1800C1 - JEE
98030264

Dear Attorney Ellington:

I am pleased to inform you that Radio Station WSTX - AM is located on a little island which is surrounded by beautiful beaches, where residents swim and picnic on a daily basis.

(1) During the month of July, 1997, an unknown individual while cooking on the beach, the fire got away, and burnt the entire Hill where WSTX - AM Tower is located. When the fire equipments arrived the fire fighters were forced to cut the original fence wire in order to fight the fire, and thus the entire fenced area was destroyed.

The above information was told to your Investigator on his visit on August 19, 1997. On his return visit on December 4, 1997, he was shown by me that a new cyclone fence had been erected with appropriate signs posted. See Exhibit "A" (a photograph) attached hereto and made a part hereof.

(2) Due to Hurricane Marilyn, which occurred in September, 1995, WSTX - AM Tower Antennae was blown down and destroyed. The Federal Communication Commission was notified of Hurricane Marilyn, and permission was requested to use a Line Antennae. Four months later, Management was able to straighten and install One Hundred Ten (110') feet of this Tower, and which is presently being used. See Exhibit "B" (a letter) and Exhibit "C" (a photograph) attached hereto and made a part hereof.

(3) At present WSTX - AM Transmitter operates at 3 KW during the day, and at 1KW at night time. WSTX -AM has been authorized to operate at 5KW during the day; however, due to the fact that our Tower Antennae is only 110 feet and is partially

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WSTX - AM
98030264
Page Two

defective, our Transmitter is restricted from operating at its full potential.

Management requested Estimates and is presently attempting to raise the required funds. However, due to the fact that WSTX - AM/FM was not insured at the time Hurricane Marilyn struck made replacement of damaged equipments even harder.

It should be noted that Management permitted Members of FEMA to utilize its airwaves on a weekly basis for 2 hours every Monday, as a public service, for more than six months. An award presentation was made to me for exemplary service during the month of March, 1996. See Exhibit "D" attached hereto and made a part hereof.

Enclosed herewith please find a copy of a letter which was sent by me to Mrs. Lynn Canton, Regional Director of Fema, and which is self explanatory. See Exhibit "E" attached hereto and made a part hereof.

(4) I must admit that the new EAS Operating Card was not posted, and that last year's card was still in the posting space. However, the moment your Inspector called my attention to the same, the new Cards were immediately put in place. See Exhibit "F" (a photograph) attached hereto and made a part hereof.

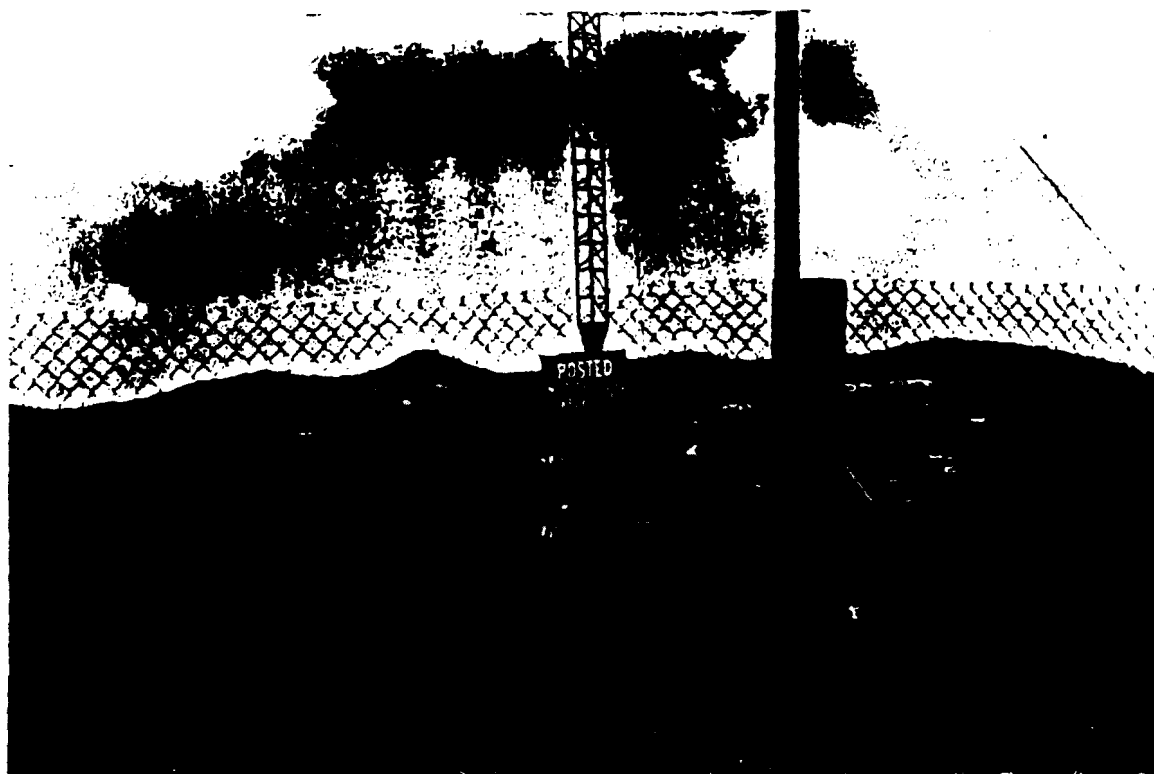
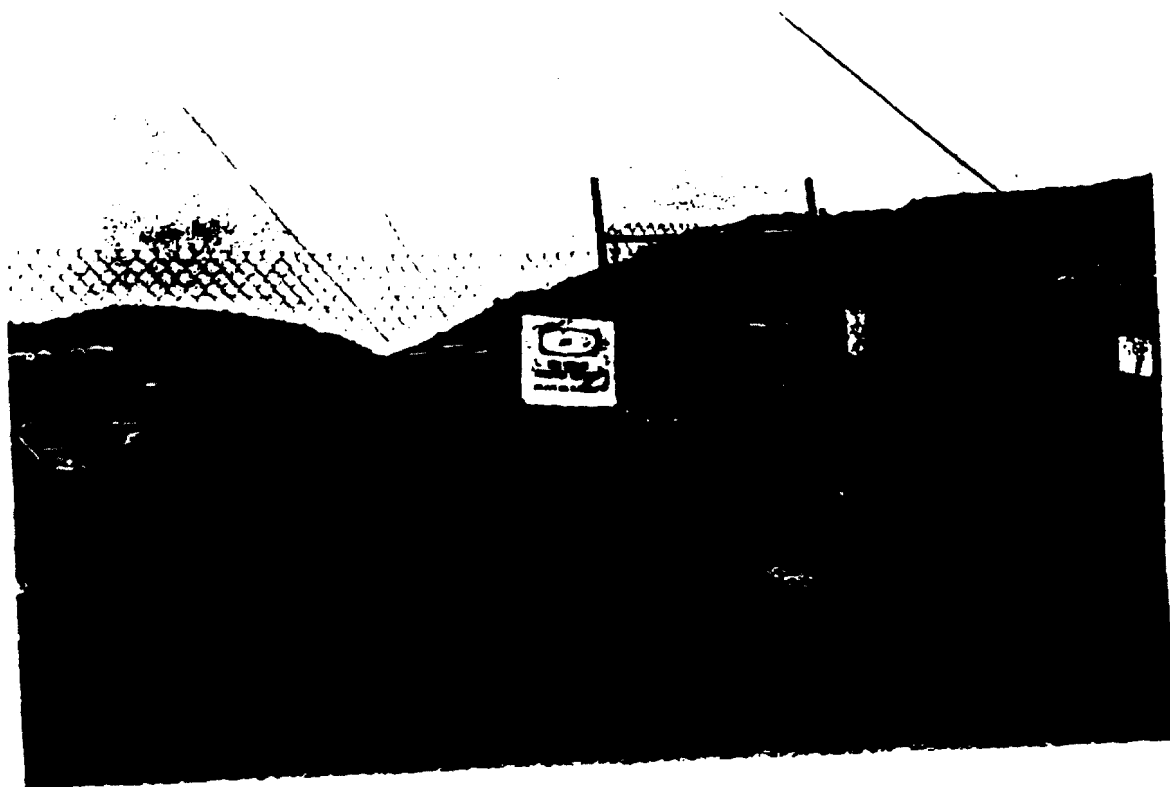
(5) Please be advised that WSTX - AM/FM has always had it EAS Equipments, but I must admit that it was not installed at the time your Investigator visited our site; however the equipment was shown to him when he inquired about it. The following day, our EAS Equipments were installed, and it has been functioning properly ever since. See Exhibit "G" (a photograph) attached hereto and made a part hereof.

Should you have any further questions, please feel free to call me at (340) 778 - 8802 or (340) 778 - 8471.

Very truly yours,


G. LUZ A. JAMES ESO.
President

T2



Cyclone Fence with Signs.
Exhibit "A"

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

September 26, 1995

FEDERAL COMMUNICATION COMMISSION

WASHINGTON, D. C.
20554

Re: RADIO STATION WSTX - AM

Dear Sir:

Please be advised that at 7:30 p.m. on Friday, September 15, 1995, Radio Station WSTX - AM was knocked off the air by Hurricane Marilyn.

Hurricane Marilyn not only removed the roof off the Building which housed our Equipments, but she also knocked down our 190 foot Rohn Tower, destroying the same.

For the past days we have been attempting, if possible, to dry out some of our equipments, inasmuch as said equipments were totally water soaked.

We have been fortunate to save a portion of our Rohn Tower of one hundred and ten feet (110'), and we are in the process of erecting the same.

Permission is therefore requested that Radio Station WSTX - AM be authorized to use this one hundred ten feet tower as our antennae, and to operate at Low Power until Management is able to purchase a new tower.

Please be further advised that I attempted to make contact with your main office by telephone; however, todate we still do not have telephone service.

Again, my sincerest thanks for your continued support.

Very truly yours,

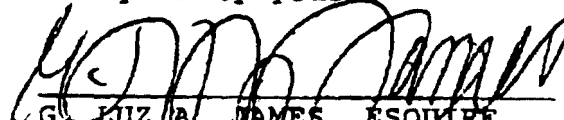
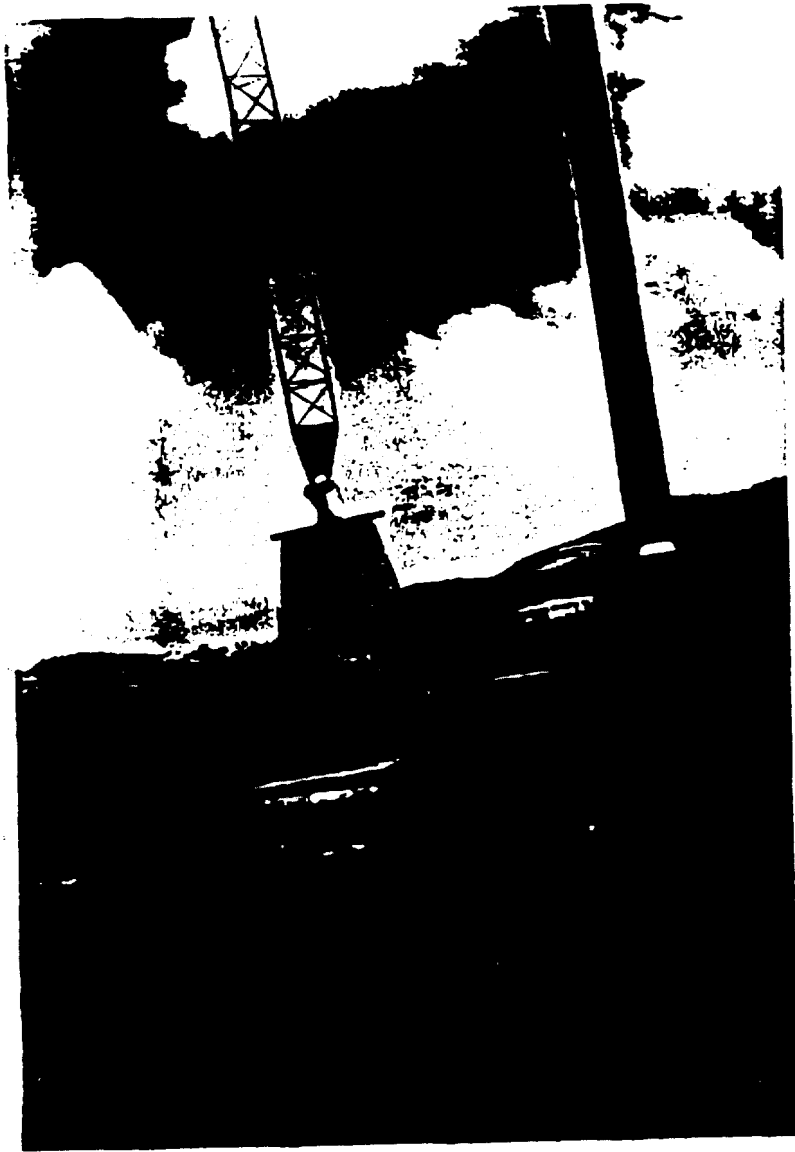

G. LUZ A. JAMES, ESQUIRE
President
Family Broadcasting, Inc.

Exhibit B

T 4



TOWER at Fort Louise Augusta

Exhibit "C"



Federal Emergency Management Agency

Certificate of Appreciation

Awarded to

Mr. Luz James

For exemplary public information service to the residents of the
United States Virgin Islands after the impact of Hurricane Marilyn
FEMA-1067-DR-VI, declared September 16, 1995

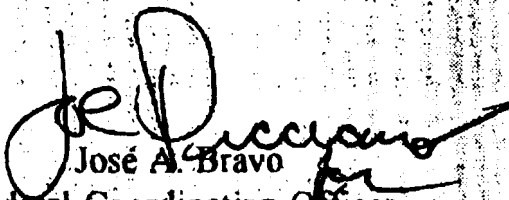

José A. Bravo
Federal Coordinating Officer

Exhibit "D"

16

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

February 12, 1998

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

Miss Lynn Canton
Regional Director
26 Federal Plaza
New York, New York
10278

Dear Miss Canton:

Permit me first to introduce myself. I am G. LUZ A. JAMES, a black native Virgin Islander residing on St. Croix, U. S. Virgin Islands, and I am the Owner of Radio Station WSTX AM/FM, operating under the corporate name of Family Broadcasting, Inc. I hesitated to write for many months, however, I was directed by the Holy Spirit to write and advise your Agency of the treatment which I received as a result of Hurricane Marilyn.

My Radio Station WSTX- AM has been, since September 1990, the Emergency Broadcasting Station of the U. S. Virgin Islands; and as such has been keeping the people of the Virgin Islands and the Caribbean apprised of all impending Hurricanes.

Prior to the arrival of Hurricane Marilyn to the U.S. Virgin Islands, I attempted to secure the building from which the station operates. However, permit me to inform you that this structure is owned by the Government of the Virgin Islands, and is known as the Light House at Fort Louise Augusta, St. Croix, V.I.

As the Owner of this Radio Station, and moreso since WSTX-AM has been named the Emergency Broadcast Station on St. Croix, I immediately sent all of my workers home in order that each person could adequately prepare for the impending weather; and I remained on air for more than Forty hours before Hurricane Marilyn arrived. At that time I played strictly spiritual music and prayed to the Almighty for help and protection.

We were at that time operating on generated power as WAPA (Water and Power Authority) had cut off all electricity for more than twelve (12) hours prior to the arrival of Hurricane Marilyn.

Despite the fact that the Hurricane had already hit the island of St. Croix sometime around 4:00 p.m., it was not until 7:45 p.m. that my radio tower was completely destroyed by the high winds of Hurricane Marilyn.

My Radio Station remained off air for three (3) days, until I was able to install a Wire Antenna before returning to the

Exhibit "E" (1)

T 7

FEMA
Page Two

air at low power of 2KW. It should be noted that Radio Station WSTX - AM is Federally authorized to operate at 5 KW during the day and 1KW at night.

The moment that your FEMA Office was established in the U.S. District Court Building at Golden Rock, St. Croix, I personally sought the assistance of FEMA.

FEMA personnel, after investigating the damage done to the Building, Equipments and Tower, turned my case over to SBDA.

It should be noted that I permitted the members of FEMA to use my Radio Station every Monday from 12:00 Noon until 2:00 p.m. in order that FEMA's instructions and guidance could be disseminated to all the People of the Virgin Islands.

It should be further noted that this Radio Program lasted until FEMA Employees left the Island of St. Croix. Prior to FEMA departure, I was honored, as I became the recipient of a beautiful plaque given to me by your FEMA Officials for the role which Radio Station WSTX played during FEMA'S occupation of the Virgin Islands.

Several months later, I was informed that I could not receive any assistance from SBDA, and I attempted to get assistance from FEMA, but to date, nothing was ever done for me in that line.

To the contrary, me and my family had to replace all equipments which were destroyed by the Hurricane in order for us to remain on the air. At present, we are in need of a new 250 foot Guy Tower for our AM Radio, and a similar Tower for our FM Radio. However, we do not have the funds to procure these equipments, and we were not covered by Insurance.

Despite no assistance, Radio Station WSTX-AM/FM is presently operating. However, whatever assistance your Agency can give to us would be greatly appreciated.

I await your reply.

Very truly yours,

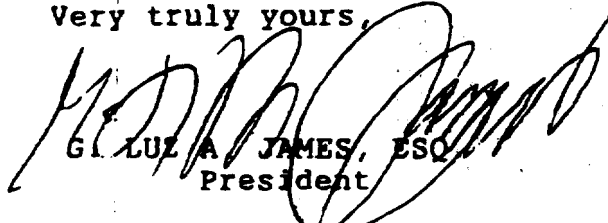

GILUZ A. JAMES, ESQ.
President

Exhibit "E"-(2)

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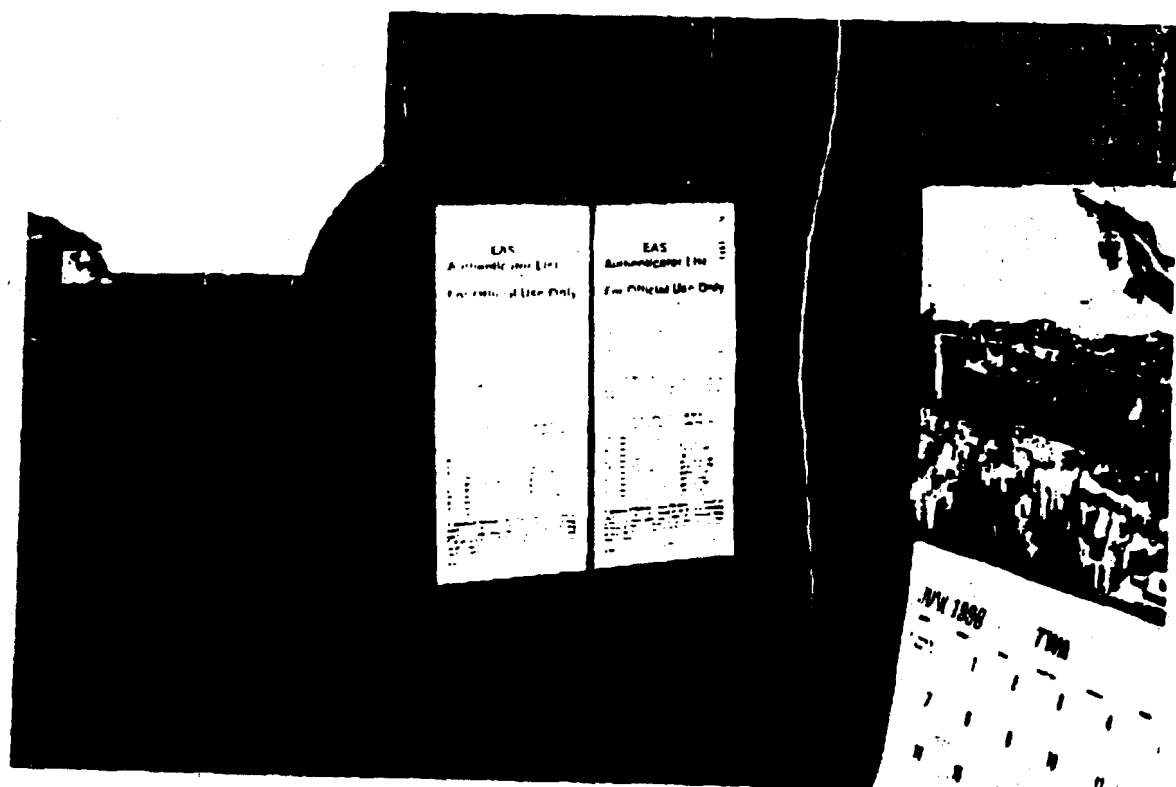
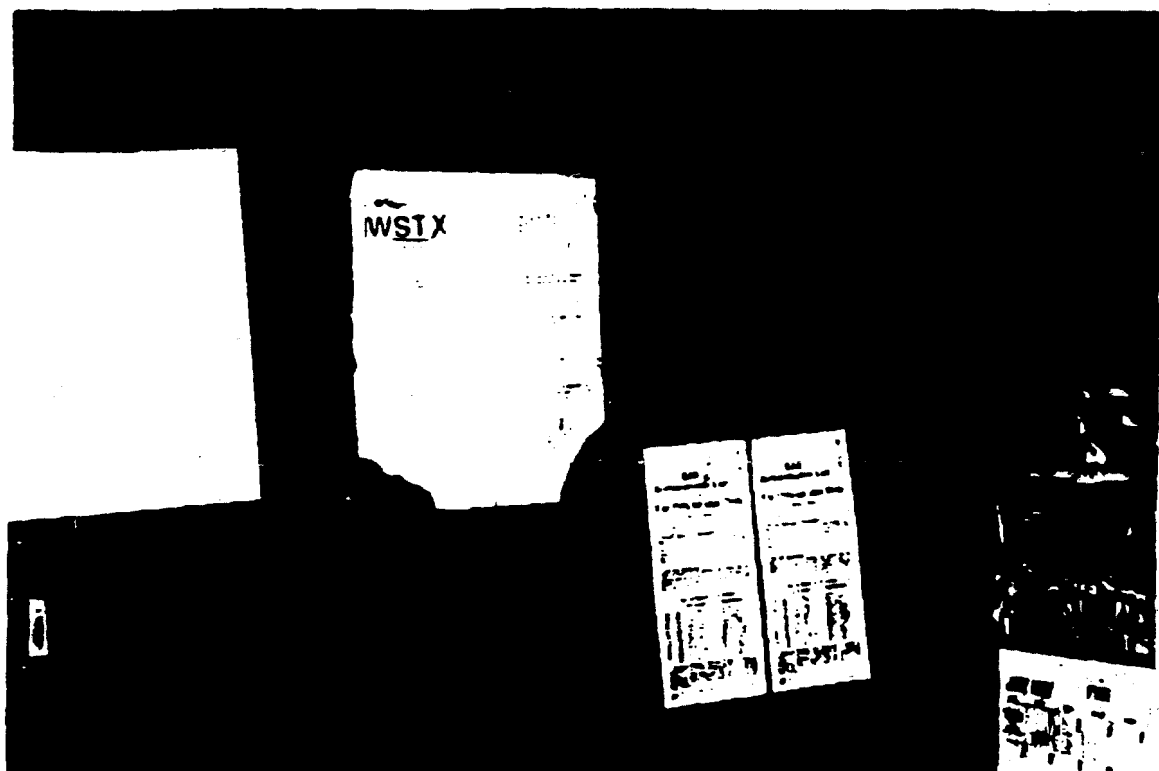
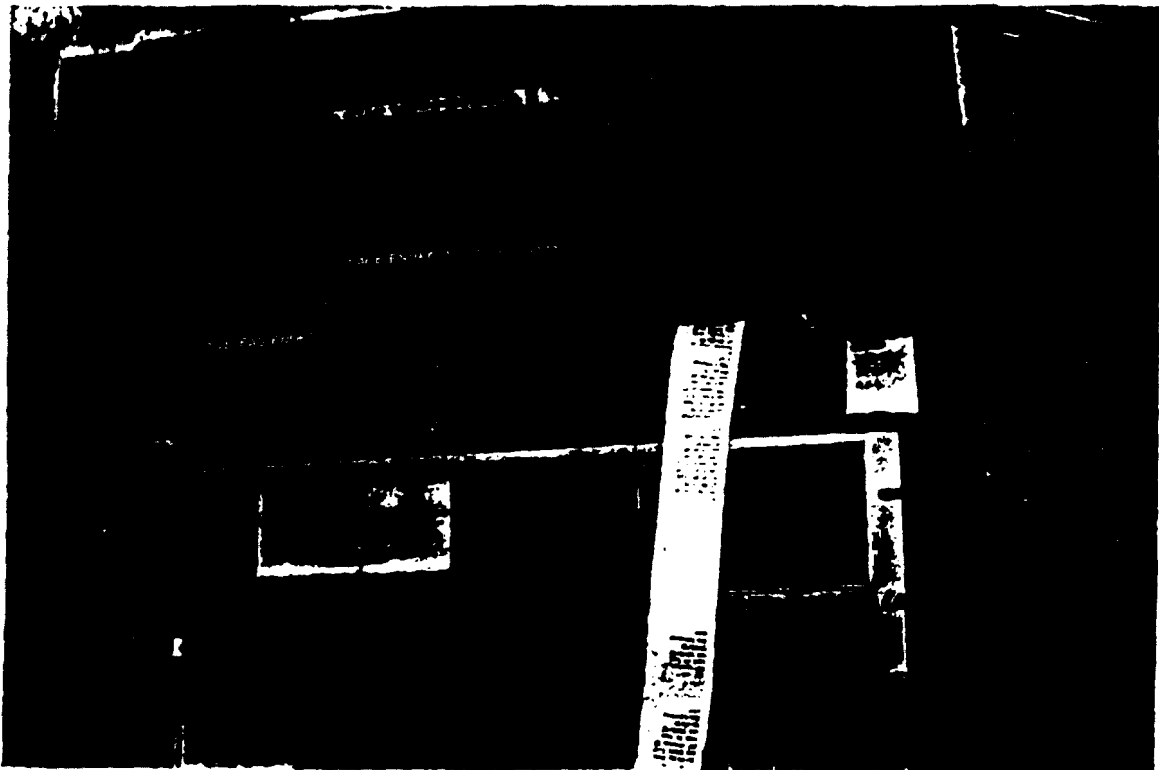


Exhibit "F"
Current EAS Cards.



Sage EAS Equipment
Exhibit "G"

T10



Federal Communications Commission
Washington, D.C. 20554
FCC MAIL SECTION

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ATTACHMENT U

In reply refer to:
1800C1- JEE
98030264

DIT

Family Broadcasting, Inc.
Licensee, Station WSTX(FM)
P.O. Box 3279
St. Croix, VI 00822

Dear Licensee:

The purpose of this letter is to advise you of serious questions arising from the Commission's investigation into the operation of Station WSTX(FM), Christiansted, Virgin Islands. Pursuant to Section 1.88 of the Commission's Rules, you are offered the opportunity to provide your views regarding the matters under investigation, especially with respect to the specific items enumerated below.

On August 19, 1997, Commission personnel conducted an inspection of WSTX(FM)'s studio facilities, technical equipment, antenna tower, and operations. A follow-up inspection was conducted on December 4, 1997, at which time the following violations were noted: (1) Section 73.1560(b) - the FM broadcasting transmitter was found to be operating at extremely low power; (2) Section 73.315(a) - the FM transmitter was found to be co-located at the AM transmitter site instead of at its licensed site; (3) Section 11.15 - the FM station did not have an EAS operating handbook available; (4) Section 11.35 - the FM station did not have operable EAS equipment installed.

The Commission has not reached any determination with respect to any of these issues. However, in order that the Commission may be more fully informed, we request that you respond to the following:

- 1) State what antenna input power the station has maintained. State what steps, if any, the station has taken to comply with Section 73.1560(b) of the Commission Rules, which requires that the input power be maintained as near as is practicable to the authorized antenna input power and may not be less than 90% nor more than 105% of the authorized power.
- 2) State what steps, if any, the station has taken to locate the FM transmitter at its licensed site.
- 3) State what steps, if any, have been taken to comply with Sections 11.15 and 11.35 of the Commission's Rules requiring that the station maintain a copy of the EAS Operating Handbook and have operable EAS equipment installed.

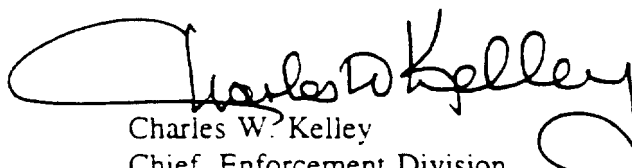
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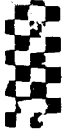
Pursuant to Section 73.1015 of the Commission's Rules, you are requested to respond to these inquiries within thirty (30) calendar days from the date of this letter. Failure to answer fully will constitute a violation under Section 73.1015 of our rules and may result in the imposition of a sanction. Commission policy requires that responses to its inquiries be signed by the licensee or by an officer or director of the licensee corporation.

In addition to responding to the above questions, you are hereby instructed to bring the station into compliance with Commission Rules. In this regard, we request that you provide documentation to this office outlining the steps you have taken to correct the violations. Failure to attain compliance with the rules may result in the imposition of serious sanctions, including the initiation of a proceeding which may result in revocation of the station's license.

Please direct your response to: Jacqueline E. Ellington, Federal Communications Commission, 2025 M Street, N.W., Suite 8210, Washington, DC 20554.

Sincerely,


Charles W. Kelley
Chief, Enforcement Division
Mass Media Bureau



ATTACHMENT ✓

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

May 28, 1998

Attorney Jacqueline E. Ellington
Federal Communication Commission
Suite 8210
2025 M Street, N. W.
Washington, D. C. 20554

Re: WSTX - FM
1800C1 - JEE
98030264

Dear Attorney Ellington:

Upon the acquisition of WSTX - AM / FM in September, 1990, Management has always operated WSTX -FM studio from Fort Louise Augusta, the same location where WSTX - AM studio operates. The only difference between both the AM & FM was the location of the TOWERS and TRANSMITTERS.

Pursuant to obtaining Summary Judgment in M M DOCKET NO. 96 / 123, Management has operated WSTX - FM from the same TOWER location as WSTX - AM, whose coordinates are: North 17 degrees 45' - 23" West 64 degrees 41' - 38". See Exhibit "H" attached hereto and make a part hereof.

(1) Inasmuch as our Tower and Transmitter were completely destroyed, WSTX -FM is presently operating at 100 Watts; however, Management is now in process of purchasing a 30KW FM Transmitter within the next four (4) months. It should be noted that WSTX - FM authorized strength is 50 KW. See Exhibit "I" attached hereto and made a part hereof.

(2) Please be advised that due to the severe winds of Hurricane Marilyn, our FM TOWER, the Structure which once housed our FM TRANSMITTER, and our FM TRANSMITTER itself were all destroyed. Frankly speaking, the construction cost of the Structure is prohibitive, and more so, since the area in question was rented, it became prudent to use our own site. See Exhibit "H" attached hereto and made a part hereof.

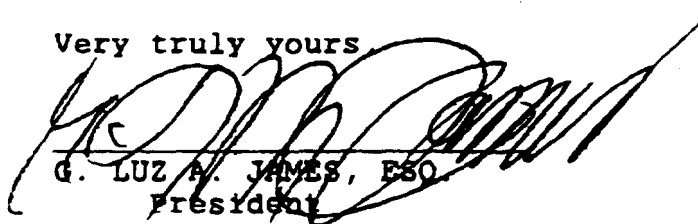
✓ 1

WSTX - FM
98030264
Page Two

(3) As explained in the first paragraph, and inasmuch as both WSTX - AM / FM operates from the same location, all programs are simulcast, the same EAS operating handbook and equipments will be utilized as the need requires. See Exhibit "G" (a photograph) attached hereto and made a part hereof.

Should you have any further questions, please feel free to call me at (340) 778 - 8802 or (340) 778 - 8471.

Very truly yours,



G. LUZ A. JAMES, ESO.
President

✓ 2

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

January 12, 1998

Federal Communication Commission
1919 M Street, N. W.
Washington, D. C. 20554

Re: WSTX - FM

Dear Sir:

Please be advised that when Hurricane Marilyn visited the U. S. Virgin Islands in 1995, our FM Station TOWER and TRANSMISSION were completely destroyed, and WSTX - FM was off the air from then until January 18, 1997. It should be noted that it was not until Family Broadcasting, Inc. obtained Summary Judgment in M M DOCKET NO. 96/123, that operation of WSTX - FM station began again.

Due to the damages suffered from Hurricane Marilyn, Management of WSTX - FM radio station decided to do two things:

(a) Seek permission to construct a temporary one (1) Bay FM Antennae at Fort Louise Augusta, Christiansted, St. Croix, U. S. Virgin Islands, whose coordinates are; North 17 degrees 45' - 23" West 64 degrees 41' - 38".

(b) To simulcast broadcast operation of both the AM and FM.

At present, WSTX - FM operates at 100 Watts; however, Management has made contact with Kintronics Laboratories, Inc. to acquire a 30KW Transmitter. It is estimated that within the next five (5) months this equipment will be operating.

Permission is therefore requested that WSTX - FM be permitted to operate its Tower at the new location, and that the time limits as requested be granted.

Very truly yours,


G. LOZANOS JAMES, ESQ.
President

Exhibit "H" (1)

✓3

FAXDate: Wednesday, May 13, 1998Number of pages including cover sheet: 2

To:

LUZ JAMES, ESQ.

Phone:

Fax phone: (1-340)-778-8812

CC:

From:

TOM F. KINGPresident

Phone:

423-878-3141

Fax phone:

423-878-4224

REMARKS:

☐ Urgent☒ For your review☐ Reply ASAP☐ Please comment

Ref: FM TRANSMITTER PROPOSAL

Dear Mr. James:

I hope that all is well with you in 1998. I apologize for the delay in getting this quote to you. I had misplaced your request in a stack of paperwork. We can offer you the Broadcast Electronics 20KW FM transmitter for \$53,650 or the 30KW FM transmitter for \$61,948. Both of these prices include freight to Miami, Florida. The delivery is 2 weeks. We would require full payment in advance with the order.

In addition we are offer the following tower proposal for your consideration:

Qty. 1 250-Ft. Rohn Model 45 GSFI Guyed Solid Leg 18-Inch Face All Welded Construction Tower Rated For 110 mph, no ice. The Tower Materials Will Include the Following:

1. Hot Dipped Galvanized Tower Sections
2. Tapered Base
3. All Necessary Guy Wires, Anchor Rods and Hardware
4. 24ft. Fiberglass Insulators in the Guy Wires Next To the Tower In the Top Two Guy Levels.
5. Rohn-Loc Safety Climbing Device
6. Lightning/Grounding System

Exhibit "I" (i)

✓ 4

7. Lighting Kit Per FAA Specification Complete With:
 - One 300mm Flashing Beacon At the Top
 - Three DB1 Single Obstruction Lights At Each Required Level
 - Lighting Controls
 - Flashers
 - All Necessary Wire and Conduit For Installation
8. Sufficient Paint For One Field Applied Coat of Rohn "No-Prime" Water-Base Tower Paint, White and Orange Per ICAO, or FAA Specs
9. Export Packing
10. Foundation Design Based On Customer-Supplied Soil Report
11. Installation and Design Drawings \$21,840
 - Freight Via 40-Foot Container 5,500
 - Complete Installation Including Foundations 19,555

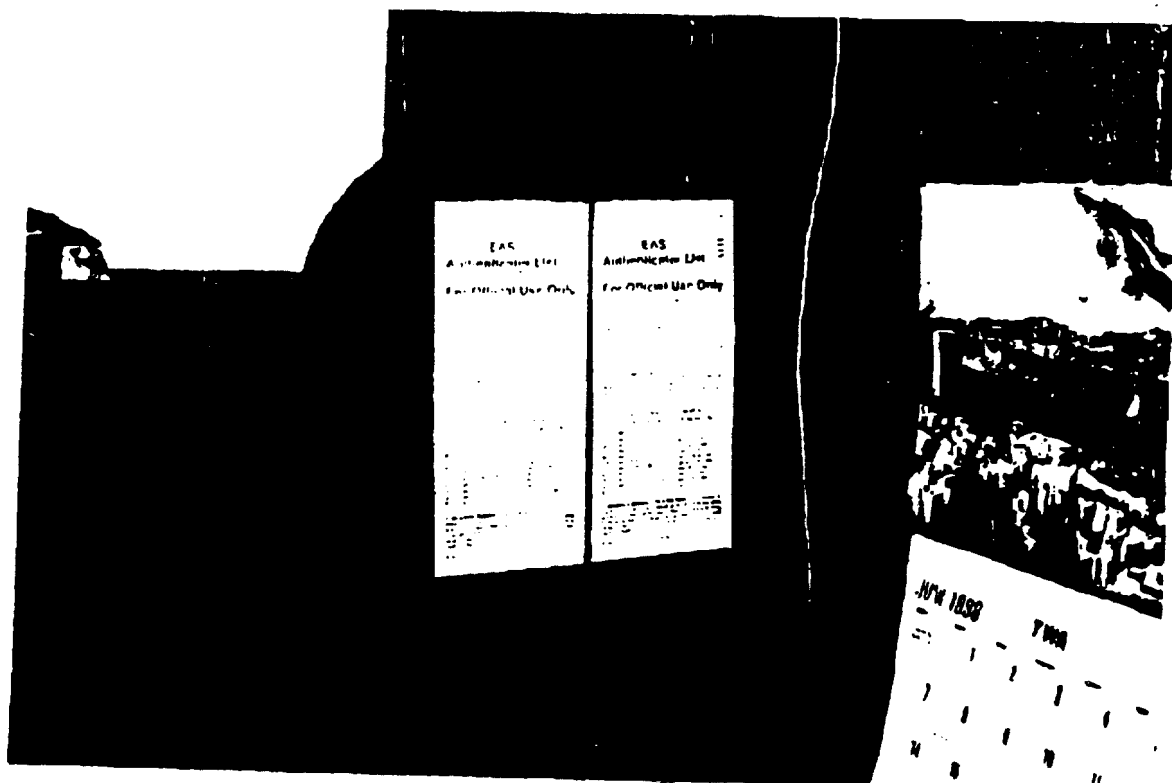
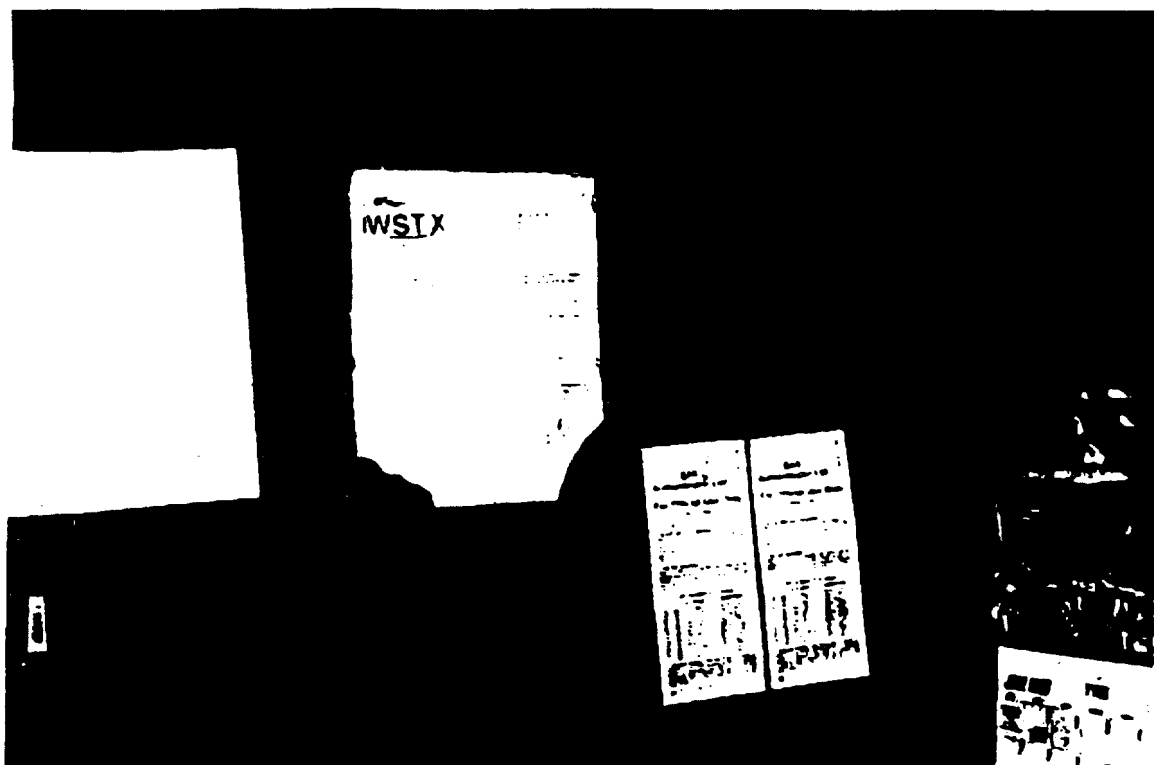
Please let me know if you have any questions pertaining to this proposal or if I may be of further service.

Best Regards


Tom F. King, President

Exhibit "I" (2)

V5



EAS Cards
Exhibit "G"

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Family Broadcasting, Inc.
Attn.: Mr. Luz James
POB 3279
St. Croix, USVI 00822

File No.: EB-00-SJ-034
Call Sign: WSTX-AM

CERTIFIED MAIL # Z 312 373 862

NOTICE OF VIOLATION

Released: May 1, 2000

By the Enforcement Bureau, San Juan Office:

1. This is an Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules ("the Rules"), 47 C.F.R. § 1.89, to Family Broadcasting, Inc., licensee of Broadcast Station WSTX-AM, for violation [s] detailed below.
2. On April 13, 2000, San Juan agent Reuben Jusino conducted an inspection of WSTX, an AM broadcast facility licensed to serve Christiansted, United States Virgin Islands, and found the following violations:
 - 47 C.F.R. § 73.1635(a): A special temporary authorization (STA) is the authority granted to a licensee to permit the operation of a broadcast facility for a limited period of time at a specified variance from the terms of the station authorization. *Family Broadcasting, Inc. is operating the AM facility at 325 Watts output power, as per transmitter indications, nighttime and daytime. The station authorization requires daytime operation at 5000 Watts and nighttime at 1000 Watts. No STA was available to authorize the licensee to operate at reduced power. A search of Commission records confirms no STA has been requested for this operation as of April 17, 2000.*
 - 47 C.F.R. § 73.1680(b): Prior authority from the FCC is not required to erect and commence operations using an emergency antenna to restore program service to the public. However, an informal letter request to continue operation with the emergency antenna must be made within 24 hours to the FCC in Washington, DC, Attention: Audio Services Division. The request is to include a description of the damage to the authorized antenna, emergency antenna description, and the station operating power with the emergency antenna. *There is no record of a request to operate with an emergency antenna having been filed with the Commission as of April 17, 2000. Family Broadcasting, Inc. has been transmitting using an emergency antenna since December 1;*

1999.

- 47 C.F.R. § 73.3526 (a)(2): Every licensee of an AM station in the commercial broadcast services shall maintain a public inspection file containing the material described in paragraphs (e) (1) through (e) (10) and (e) (13) of this section. *At the time of inspection no public inspection file was available for review.*
 - 47 C.F.R. § 73.1800(a): A person designated by the licensee must keep a station log and it must accurately reflect the station operation. *No station log was available for review at the time of inspection.*
 - 47 C.F.R. § 73.1820(a)(1)(C)(iii): All tests and activation of the Emergency Alert System (EAS) should be logged and made a part of the station log. *There was no EAS data or log available for review at the time of inspection.*
 - 47 C.F.R. § 11.15: A copy of the EAS Handbook must be located at normal duty positions or EAS equipment locations when an operator is required to be on duty and be immediately available to staff responsible for initiating actions. *No EAS Handbook was available for review by the agent during the inspection.*
 - 47 C.F.R. § 11.35(a): Broadcast stations are responsible for ensuring that EAS Encoders, EAS Decoders and Attention Signal generating and receiving equipment used as part of the EAS are installed and in good working order. *At the time of inspection the EAS equipment was not in working order. During the survey of the equipment an EAS test came through the monitor but the equipment was not capable of sending the test over the air. No paper from the equipment printer with the details of the alert was printed either.*
 - 47 C.F.R. § 73.49: Antenna towers having radio frequency potential at the base (series fed, folded unipole, and insulated base antennas) must be enclosed within effective locked fences or other enclosures. *At the time of inspection access to the antenna feed was possible through a broken chain link fence.*
3. In accordance with Section 308(b) of the Communications Act of 1934 as amended, 47 U.S.C. § 308(b), and Section 1.89 of the Rules, 47 C.F.R. § 1.89, Family Broadcasting, Inc. shall, within 10 days of the release date indicated above, submit a written response concerning this matter to the following address:

Federal Communications Commission
US Federal Building, Room 762
San Juan, PR 00918-1731

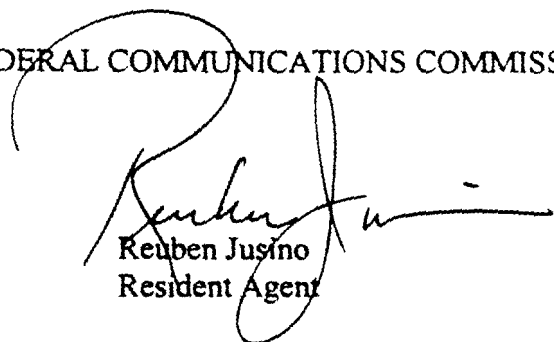
The response shall contain a statement of the specific action(s) taken to correct the violation [s] contained in this Notice and to preclude [its/their] recurrence. Specific dates for

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completion of corrective action shall be included for any violation, which has not been corrected at the time of reply. If any material referenced as unavailable by this Notice is available, copies must be provided in the response.

4. All replies and documentation sent in response to this Notice should be marked "File No. EB-00-SJ-034." Failure to respond to this Notice constitutes a separate violation of the Rules, and could incur additional administrative penalties, including monetary forfeiture¹.
5. The Privacy Act of 1974, P.L. 93-579, 5 U.S.C. § 552a(e)(3), requires that we advise you that the Commission's staff will use all relevant material information before it, including the information disclosed in your reply, to determine what, if any, enforcement action is required to ensure your compliance with our rules. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code, 18 U.S.C. § 1001 *et seq.*

FEDERAL COMMUNICATIONS COMMISSION


Reuben Jusino
Resident Agent

Via fax: Barbara James-Petersen, General Manager

¹ The Commission's Forfeiture Policy Statement and Amendment of Section 1.80 of the Rules to Incorporate Forfeiture Guidelines, 12 FCC Rcd 17087 (1997), recon. denied, 15 FCC Rcd 303 (1999)

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